

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: MAIL STOP AF, COMMISSIONER OF PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Valerie L. DATE: November 30, 2006

**PATENT**  
**MAIL STOP AF**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re:	Patent Application of	: Group Art Unit: 1642
	David Berd	:
		:
Appln. No.:	10/025,195	: Examiner: Susan Ungar, Ph.D.
		:
Filed:	December 19, 2001	:
		: Attorney Docket
For:	COMPOSITION AND METHOD OF	: No. 061266-5009-02
	USING CARCINOMA TUMOR CELLS	:

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE**  
**BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the Decision dated May 30, 2006, of the Primary Examiner final Office Action rejecting claims 2, 6, and 22 of the present application.

The item(s) checked below are appropriate:

- ☒ [X] A Petition for Extension of Time with extension fee for three (3) months up to and including November 30, 2006, to respond to the final Office Action mailed May 30, 2006, and a Response to the final Office Action are being filed simultaneously.
- ☐ [ ] A Petition for Extension of Time for \_\_\_\_ month(s) to file the Notice of Appeal and our check in the amount of \$ \_\_\_\_ for the extension fee are enclosed.
- ☒ [X] Please charge our firm's deposit account 50-0310 (**Billing No. 061266-5009-02**) for the amount indicated below for filing this Notice of Appeal:
  - ☒ [X] \$170.00-- a Small Entity Declaration has been filed previously in this case.
  - ☐ [ ] \$.00 -- no Small Entity Declaration is appropriate.
  - ☐ [ ] Not required (fee paid in prior appeal).

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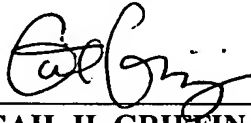
- ☐ An oral hearing before the Board of Appeals is respectfully requested.
- ☐ Our firm's check in the amount indicated below is enclosed for this request for an oral hearing.
- ☐ \$.00 - a Small Entity Declaration has been filed previously in this case.
- ☐ \$.00 - no Small Entity Declaration is appropriate.
- ☒ Any additional required fees or any overpayments may be charged or credited to Deposit Account No. 50-0310 (Billing No. **061266-5009-02**). One additional copy of this Notice is enclosed for accounting purposes.

Respectfully submitted,

DAVID BERD

November 30, 2006  
(Date)

By: \_\_\_\_\_



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Enclosures: Petition for three-month extension of time  
Amendment and Response to Office Action